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ATTORNEY DOCKET NO. 040894-7448

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )

Etsuo KAWATE )

Application No.: 10/579,781 )

Filed: January 31, 2007 )

For: **METHOD AND INSTRUMENT FOR** )  
**MEASURING COMPLEX** )  
**DIELECTRIC CONSTANT OF A** )  
**SAMPLE BY OPTICAL SPECTRAL** )  
**MEASUREMENT** )

Group Art Unit: 2877

Examiner: Unassigned

Commissioner for Patents  
**MAIL STOP AMENDMENT**

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached PTO-1449. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

The listed documents were cited as Non-Patent Documents in the Specification of this application. A copy of each listed document is attached. Applicant respectfully requests that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached form.

The following are listed on the accompanying PTO-1449 and are in a language other than English:

a. *Functional Material* (Non-patent Document 1): The relevance of this document can be understood from the discussion at page 6 of the present application and the figure therein.

b. Osamu Hashimoto et al., "Measurement of Complex Permittivity of Radardome Material at 60 GHz Frequency Band," (Non-patent Document 2): The relevance of this document can be understood from the discussion at pages 6 and 7 of the present application and the figure therein.

c. Kunio Fujisawa et al., *Optics/Electro-optics II* (Non-patent Document 4): The relevance of this document can be understood from the discussion at page 12 of the present application and the figures therein.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitute "prior art." If it should be determined that the listed documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of the documents. Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 50-0310.

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**



Robert J. Goodell, Reg. No. 41,040

Date: November 15, 2007

**MORGAN, LEWIS & BOCKIUS LLP**  
**1111 Pennsylvania Avenue, N.W.**  
**Washington, D.C. 20004**  
**(202) 739-3000**